

**GRANTOR:**

City of Newport  
169 SW Coast Highway  
Newport, OR 97365

**GRANTEE:**

Pacific Communities Health District  
Attn Jamie Kraft  
POB 873  
Newport OR 97365

**AFTER RECORDING RETURN TO:**

City Recorder  
City of Newport  
169 SW Coast Highway  
Newport, OR 97365

**NO CHANGE IN TAX STATEMENTS**

The true and actual consideration for this conveyance, stated in terms of dollars, is none, but there is other good and valuable consideration, the adequacy of which is hereby acknowledged.

**STATUTORY QUITCLAIM DEED  
AND  
RELEASE OF EASEMENT**

**RECITALS:**

- A. The purpose of this conveyance is to release and relinquish all of the right, title, and interest of the City of Newport, a municipal corporation of the State of Oregon ("City"), in any easement (the "Easement") as reserved in a vacated portion of SW 8th Street, which street segment was vacated, and which easement was reserved, by City of Newport Ordinance No. 1796, entitled AN ORDINANCE VACATING PORTIONS OF S.W. CASE AND S.W. 8TH STREETS IN THE CITY OF NEWPORT, COUNTY OF LINCOLN, STATE OF OREGON, AS INITIATED BY THE CITY OF NEWPORT, which Ordinance was duly adopted by the Common Council and signed by the Mayor of Newport on July 20, 1998, and recorded on August 20, 1998, in Book 364, Page 0255, Deed Records for Lincoln County, Oregon. Said Ordinance, in Section 2 thereof, reserved an easement in the areas so vacated for utilities located in such vacated rights of way. Said ordinance provided authorization for release of the Easement if no utilities were found to be present. This Statutory Quitclaim Deed and Release of Easement is intended to release only the Easement reserved in the vacated portion of S.W. 8th Street, as described herein.

STATUTORY QUITCLAIM DEED AND RELEASE OF AN EASEMENT


Lincoln County, Oregon  
07/23/2014 03:55:26 PM  
DOC-QCD DOC-RL/E  
\$25.00 \$5.00 \$11.00 \$20.00 \$10.00 \$7.00 \$20.00 - Total =\$...

2014-06060  
Cnt=2 Pgs=5 Str=29

00091880201400060600050053

I, Dana W. Jenkins, County Clerk, do hereby certify that the within instrument was recorded in the Lincoln County Book of Records on the above date and time. WITNESS my hand and seal of said office affixed.

Dana W. Jenkins, Lincoln County Clerk



COPY

- B. The Easement lies in and upon the real property owned by The Pacific Communities Health District, a political subdivision of the State of Oregon organized and existing as a health district under the provisions of Chapter 440, Oregon Revised Statutes, Grantee. The Subject Property, wherein the Easement exists, which is hereby quitclaimed to the Grantee, is depicted on the map attached and incorporated herein as "Exhibit A" and is described as:

All that portion of S.W. 8th Street (formerly known as Sixth Street) in the Plan of Bayley & Case's 3rd Addition to Newport, in Lincoln County, Oregon, lying Southerly of the North line of Lot 10, Block 75 and Lot 3, Block 83 of said Plat as connected and lying Northerly of the South line of Lot 12, Block 75 and Lot 1, Block 83 of said Plat as connected; EXCEPTING THEREFROM any portion lying within S.W. Coast Highway 101.

- C. City has determined that there are no utilities in the portion of S.W. 8th Street described above and no easement is needed for public use and the above described Easement therefore can be terminated.
- D. City has determined that termination of the easement and the release of the Subject Property, as described above, is not contrary to the public's interest.

#### **QUITCLAIM AND RELEASE:**

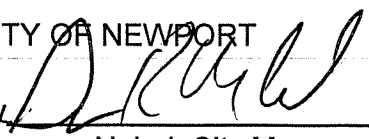
Now, therefore, KNOW ALL MEN BY THESE PRESENTS that, for the above reasons, the City of Newport, Grantor, hereby releases and quitclaims to Pacific Communities Health District, Grantee, all right, title and interest in the Subject Property, described above.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301, AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

STATUTORY QUITCLAIM DEED AND RELEASE OF AN EASEMENT

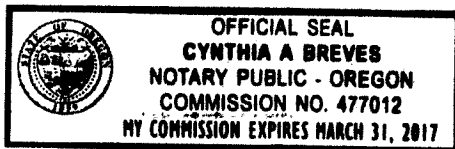
DATED this 17 day of July, 2014.

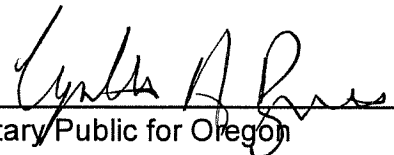
CITY OF NEWPORT

By   
Spencer Nebel, City Manager

STATE OF OREGON       )  
  ) ss  
County of Lincoln       )

Personally appeared before me this 17 day of July, 2014, the above named Spencer Nebel, City Manager of the City of Newport, and acknowledged the foregoing to be his and its voluntary act and deed, pursuant to authority.



  
Notary Public for Oregon

Acceptance follows on next page

**ACCEPTANCE OF STATUTORY QUITCLAIM DEED  
AND RELEASE OF EASEMENT**

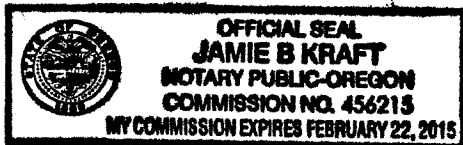
Pacific Communities Health District does hereby accept the above described  
Statutory Quitclaim Deed and Release of Easement this 21<sup>st</sup> day of July, 2014.

Pacific Communities Health District

By Fred Postlewait, Chair  
Fred Postlewait, Chairperson

STATE OF OREGON       )  
                                      ) ss  
County of Lincoln       )

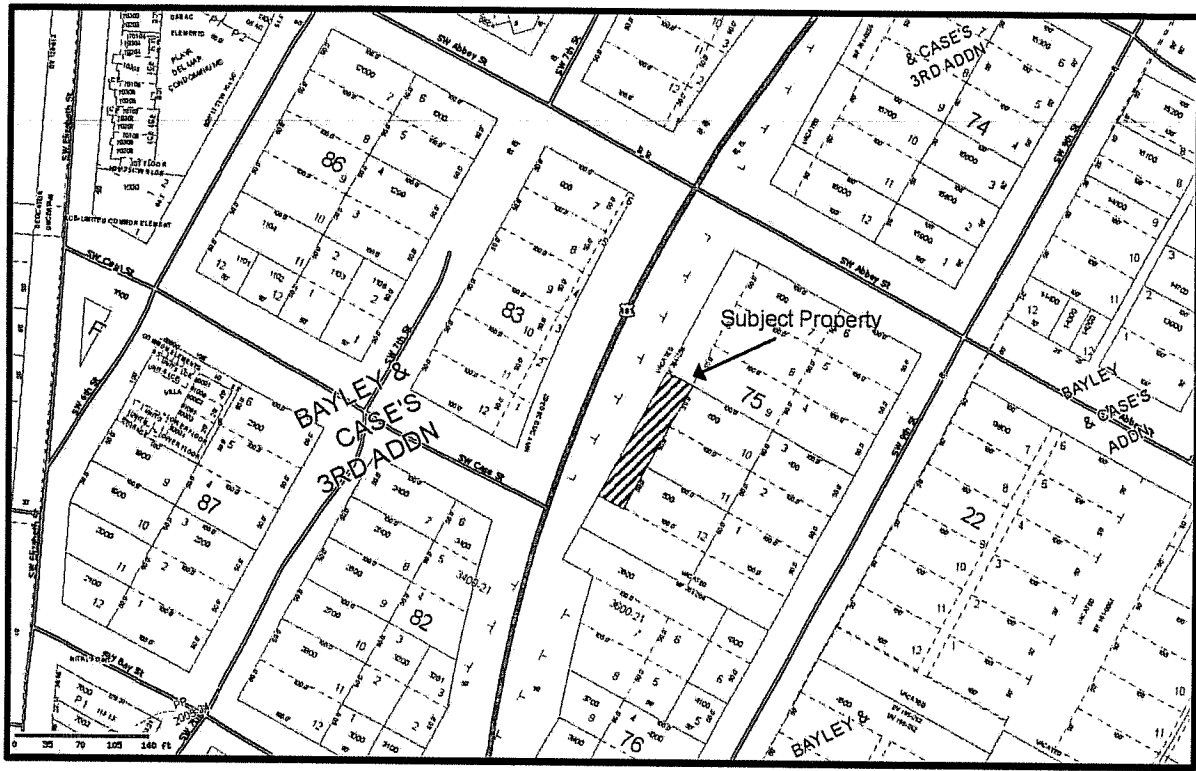
Personally appeared before me this 21<sup>st</sup> day of July, 2014, the above named  
Fred Postlewait, Chairperson of the Pacific Communities Health District, and  
acknowledged the foregoing to be his and its voluntary act and deed, pursuant to  
authority.



[Signature]  
Notary Public for Oregon

Exhibit A

Real Property Subject to Easement Release



STATUTORY QUITCLAIM DEED AND RELEASE OF AN EASEMENT